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United States District Court
Middle District of Florida
Tampa Division

U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

United States of America

v.

Case No. 8:03-CR-77-T-30-TBM

Sami Amin Al-Arian, et al.

Defendant Sami Amin Al-Arian's Pro Se Motion
Seeking Access to the FISA Facsimiles in
Chronological Order and Simultaneously with the
FISA Telephone Intercepts

Comes now the defendant Sami Amin Al-Arian,
in a pro se capacity and moves the Honorable
Court to order simultaneous release of the
FISA's facsimiles with the FISA's telephone
intercepts soon to be delivered to the defendant
for the following reasons:

- 1) On August 27, 2003, the Honorable Magistrate
Judge Thomas B. McCown, III, held a hearing on
discovery review.
- 2) The government has stipulated that all previously
classified materials pertaining to this case have
been declassified, and that there are no
classified discoverable items whatsoever including
foreign documents. The defendant is seeking confirmation

of this statement from the government.

- 3) The court has suggested and the parties have agreed that the government will produce all FISA intercepts in chronological order.
- 4) The defendant is requesting the Court to order the government to provide not only the FISA intercepted telephone conversations but all FISA communications including facsimiles and foreign documents in chronological order simultaneously.
- 5) Many of the intercepted calls reference the facsimiles and hence without them the defendant will be at a great disadvantage in comprehending fully the essence of the conversations.
- 6) If the facsimiles are not provided simultaneously and provided at a later date, the defendant will be forced to re-hear the parts of the conversations that reference the facsimiles adding considerable unnecessary delay to a lengthy hearing process.
- 7) The facsimiles are supposedly in paper format and hence producing them immediately and simultaneously should not add any ~~extra~~ burden on the government.

Wherefore, the defendant asks the Court to order the government to produce all interrupted FSA communication including all facsimiles simultaneously and in chronological so as to expedite the review process.

Respectfully submitted

Sami A. Al-Arian

Sami A. Al-Arian

Date : September 14, 2003

Orient Road Jail
Hillsborough County